

MEMO ENDORSED

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

TRAVIS RUSSELL,

Plaintiff,

-against-

LAMOTHERMIC CORP., AKA
LAMOTHERMIC PRECISION INVESTMENT
CASTING CORP., MICHAEL STEELE, in his
official and individual capacities, and DONNA
CIULLO, in her official and individual capacities,

Defendants.

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:
DATE FILED: 6/24/2020

Civil Action No. 17-cv-09609 (NSR)

PLAINTIFF'S NOTICE OF CROSS-
MOTION FOR PARTIAL SUMMARY
JUDGMENT

NOTICE OF CROSS-MOTION FOR PARTIAL SUMMARY JUDGMENT

Nature of Action:

Employment Discrimination and Retaliation

Moving Party:

Plaintiff Travis Russell ("Plaintiff")

Directed To:

Defendants Lamothermic Precision
Investment Casting Corp., Donna Ciullo,
and Michael Steele, in their individual and
representative capacities ("Defendants").

Date and Time:

To be Scheduled by the Court.

Place:

The Hon. Charles L. Brieant Jr. Federal
Court Building and United States District
Court, Southern District of New York, 300
Quarropas Street, White Plains, New York
10601-4150.

Supporting Papers:

Attorney Declaration of Brooke D.
Youngwirth, dated November 1, 2019,
accompanying Exhibits A through Z,
Memorandum of Law, dated November 1,
2019, Plaintiff's Counter Statement of Facts
Pursuant to FRCP 56.1, Affidavit of Travis
Russell dated October 31, 2019.

Defendants' Motion for Summary Judgment
and Plaintiff's Cross-Motion for Partial
Summary Judgment are both deemed
withdrawn without prejudice to renew in the
event the global settlement is not memorialized
and executed. Clerk of the Court requested to
terminate the motions (docs. 45, 46, 49 and 60).
Dated: June 24, 2020 SO ORDERED.


Nelson S. Román, U.S.D.J.

Answering Papers:

Pursuant to the Court's Scheduling Order, Defendants' Reply and Cross-Opposition to is due on December 4, 2019. Plaintiff's Cross-Reply is due on December 23, 2019.

Relief Requested:


An Order pursuant to Federal Rule of Civil Procedure 56(a) granting Plaintiff partial summary judgment on its Eleventh and Twelfth causes of action and denying Defendants' Motion for Summary Judgment, together with such other and further relief as the Court may deem just and proper.

Grounds for Relief:

Federal Rules of Civil Procedure 56(a)

Dated: Poughkeepsie, New York
November 1, 2019

CORBALLY, GARTLAND AND RAPPLEYEA, LLP

By: 
Brooke D. Youngwirth
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TO: Counsel of Record for Defendants